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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant : Tagg *et al.*  
Serial No. : 09/913,763  
Filed : August 17, 2001  
For : LANTIBIOTIC  
Art Unit : 1651  
Examiner : Michael V. Meller

745 Fifth Avenue, New York, NY 10151

**EXPEDITED PROCEDURE**  
**RESPONSE AFTER FINAL ACTION**  
**UNDER 37 C.F.R. 1.116**

**FIRST CLASS MAIL**

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: **Mail Stop AF Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450**, on October 3, 2003.

Marilyn Matthes Brogan, Reg. No. 31,223

Name of Applicant, Assignee or Registered Representative

*Marilyn M Brogan*  
Signature

October 3, 2003

Date of Signature

**RECEIVED**

OCT 08 2003

TECH CENTER 1600/2900

**AMENDMENT AFTER FINAL ACTION UNDER 37 C.F.R. §1.116**  
**WITH REQUEST FOR EXTENSION OF TIME**

Mail Stop AF  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

This is in response to the final Office Action mailed on June 3, 2003, setting a three-month term for reply.

**REQUEST FOR EXTENSION OF TIME**

Pursuant to 37 C.F.R. §1.136, a one-month extension of the period for reply, *i.e.*, up to and including October 3, 2003, is requested. A check for \$55.00 (small entity) in payment of the fee under 37 C.F.R. §1.17(a) is enclosed. The Commissioner is authorized to charge any additional fee occasioned by this paper, or credit any overpayment of such fees, to Deposit Account No. 50-0320.

10/07/2003 JBALINAN 00000047 09913763

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